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Attorneys for Defendants
BITDEFENDER S.R.L. and
BITDEFENDER INC.

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION**

FINJAN, INC., a Delaware Corporation,

Plaintiff,

v.

BITDEFENDER INC., a Florida Corporation,
and BITDEFENDER S.R.L., a Romanian
Corporation,

Defendants.

Case No.: 4:17-cv-04790-HSG

**PLAINTIFF FINJAN, INC.'S AND
DEFENDANTS BITDEFENDER INC. AND
BITDEFENDER S.R.L.'S STIPULATION
AND ORDER EXTENDING
DEFENDANTS' TIME TO RESPOND TO
INTERROGATORY NO. 7 AND TO
EXTEND DEADLINES FOR EXPERT
REPORTS BY SEVEN DAYS**

1 Pursuant to L.R. 7-12, Plaintiff Finjan, Inc. (“Finjan”) and Defendants Bitdefender Inc. and
2 Bitdefender S.R.L. (collectively, “Bitdefender”) submit this Stipulation to Extend Defendants’ Time to
3 Respond to Interrogatory No. 7 past the deadline for fact discovery and Extend Deadlines for Expert
4 Reports by one week.

5 WHEREAS, on May 21, 2019, Magistrate Judge Hixson ordered Finjan to respond to
6 Bitdefender’s Interrogatory No. 5 within 30 days, which concerned sources of proof for Finjan’s
7 infringement positions (Dkt. 114);

8 WHEREAS, on May 23, 2019, Bitdefender responded to Finjan’s Interrogatory No. 7, which
9 concerns sources of proof for Bitdefender’s noninfringement positions, by stating that it will respond to
10 Interrogatory No. 7 thirty days after receiving Finjan’s answer to Interrogatory No. 5;

11 WHEREAS, on June 20, 2019, Finjan served its answer to Interrogatory No. 5;

12 WHEREAS, the parties continue to have a dispute concerning Finjan’s response to Interrogatory
13 No. 5 and are currently preparing a joint brief to the Magistrate Judge concerning this issue;

14 WHEREAS, the close of fact discovery in this case is July 12, 2019, the deadline to exchange
15 opening expert reports is August 15, 2019, and the deadline to exchange rebuttal expert reports is
16 September 12, 2019 (Dkt. 106);

17 WHEREAS, the parties agree that Bitdefender may serve its answer to Interrogatory No. 7 after
18 the close of fact discovery, and no later than July 20, 2019;

19 WHEREAS, in order to accommodate the schedules of the parties and their experts, the parties
20 additionally agree that the deadline to exchange opening expert reports shall be extended by seven (7)
21 days to August 22, 2019 and the deadline to exchange rebuttal expert reports is extended to September
22 19, 2019;

23 WHEREAS, the requested extensions will have no other effect on the schedule in this case, other
24 than as described above;

25 WHEREAS, the schedule in this case has previously been modified as follows: on December 15,
26 2017, the Court granted the parties stipulation to extend the time to enter Protective and ESI Orders (Dkt.
27 37); on December 27, 2017, the Court granted the parties stipulation to extend the mediation deadline
28 (Dkt. 44); on January 1, 2018, the Court granted the parties stipulation regarding the litigation schedule

(Dkt. 50); on March 3, 2018, the Court granted the parties' stipulation to extend the time for Finjan to respond to Bitdefender S.R.L.'s Answer and Counterclaim (Dkt. 63);

IT IS SO STIPULATED.

Respectfully submitted,

Dated: July 12, 2019

By: /s/ Austin Manes

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Attorneys for Plaintiff
FINJAN, INC.

Respectfully submitted,

Dated: July 12, 2019

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8 Attorneys for Defendants
9 BITDEFENDER S.R.L. and BITDEFENDER
10 INC.

11 **ATTESTATION**

12 In accordance with Civil Local Rule 5-1(i)(3), I attest that concurrence in the filing of this
13 document has been obtained from any other signatory to this document.

14 /s/ Austin Manes
15 Austin Manes
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ORDER


Having considered the parties' stipulation, and for good cause, the Court hereby ORDERS as follows:

Bitdefender shall serve its response to Interrogatory No. 7 no later than July 20, 2019; and

The deadline for exchanging opening expert reports is extended to August 22, 2019, and
deadline for exchanging rebuttal expert reports is extended to September 19, 2019.

IT IS SO ORDERED.

Dated: July 16, 2019


Hon. Haywood S. Gilliam, Jr.
United States District Court Judge